

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>vs.</b>	)	<b>Case No. 18-00188-01-CR-W-DGK</b>
	)	
<b>DONZELL JONES,</b>	)	
	)	
<b>Defendant(s).</b>	)	

**MEMORANDUM OF MATTERS DISCUSSED AND  
ACTION TAKEN AT PRETRIAL CONFERENCE**

**PENDING CHARGES:** The Grand Jury returned an indictment on August 30, 2019 that charged Defendant with two counts. Count One charges Defendant that on or about June 5, 2016, Defendant possessed a firearm having been convicted of a crime punishable by imprisonment for a term exceeding one year. Count Two charges Defendant that on or about June 5, 2016, Defendant received a firearm while knowingly under indictment for a crime punishable by imprisonment for a term exceeding one year.

The following matters were discussed and action taken during the pretrial conference:

**TRIAL COUNSEL:**

Government: Matthew Moeder

Case Agent: James Manley

Defendant is pro se with stand by counsel David Kelly, and Jared Peterson.

**OUTSTANDING MOTIONS:**

- Motion for exculpatory matter filed by Defendant on September 8, 2020. Doc 269.
- Motion in limine to prohibit mistake of law defense filed by the Government on September 11, 2020. Doc. 280.

- Motion to deny government's rule 609 notice filed by Defendant on September 22, 2020. Doc 283.

**TRIAL WITNESSES:**

Government: 14 witnesses

Defendants: 0 witnesses

**TRIAL EXHIBITS:**

Government: approximately 40 exhibits

Defendants: approximately 16 exhibits

**DEFENSES:** General denial.

**POSSIBLE DISPOSITION:**

☒ Definitely for trial; ☐ Possibly for trial; ☐ Likely a plea will be worked out

**TRIAL TIME: 5 days total**

Government's case including jury selection: 2 day(s)

Defendants: 3 day(s)

**STIPULATIONS:** None

**UNUSUAL QUESTIONS OF LAW:** None

**FILING DEADLINES:**

**Witness and Exhibit List**

Government previously filed its witness list (Doc. 274) and exhibit list (Doc 273) on September 9, 2020.

Defendants: **Due on or before October 5, 2020.**

**Counsel are requested to list witnesses in alphabetical order on their witness list.**

**Exhibit Index, if required by the District Court, Voir Dire, Jury Instructions: Due on or before October 14, 2020.**

**Please Note:** Jury instructions must comply with Local Rule 51.1

**Motion in Limine:** The Government has filed its only expected motion in limine on September 11, 2020. Doc. 280. Defendant does not anticipate filing any motions in limine.

**TRIAL SETTING:** Criminal jury trial docket set for October 19, 2020.

**Please note:** The Government has requested the second week of the Joint Criminal Trial Docket. Stand-by counsel also requested a setting on the second week of the docket. Defendant has no objection to this.

**IT IS SO ORDERED.**

DATE: October 1, 2020

/s/ W. Brian Gaddy  
W. BRIAN GADDY  
UNITED STATES MAGISTRATE JUDGE